

4716
1 BILL NO. R-80-01-21

2
3
4 RESOLUTION NO. R- 15-80

5 A RESOLUTION of the Common Council setting forth
6 the policy of the City in regard to the annexation
7 of Breconshire.

8 WHEREAS, the annexation of territory to the City is a
9 legislative function; and,

10 WHEREAS, the Common Council is called upon in the preparation
11 of the City budget to provide for the furnishing of municipal
12 services to the entire City including newly annexed areas; and,

13 WHEREAS, the Common Council desires that newly annexed areas
14 receive the full measure of municipal services; and,

15 WHEREAS, the Common Council has before it an ordinance for
16 the annexation of Breconshire annexation area, more specifically
17 described, to-wit:

18 Part of the Northeast Quarter of Section 7, Township 30
19 North, Range 12 East, Allen County, Indiana, described
20 as follows, to-wit:

21 Commencing on the South line of said Quarter Section at a
22 point situated 40.0 feet East of the Southwest corner
23 thereof; thence Easterly along the South line of the
24 Northeast Quarter a distance of 2158.79 feet; thence
25 Northerly, by an interior angle of 83 degrees 56', a
26 distance of 1187.2 feet; thence Westerly, by an interior
27 angle of 91 degrees 56', a distance of 757.2 feet; thence
28 Southerly by an interior angle of 88 degrees 04', a distance
29 of 40.5 feet; thence Westerly on a line parallel to the
30 South line of said Quarter Section, a distance of 330 feet
31 to the East line of Pavey's Subdivision to Fort Wayne, being
32 a Subdivision of part of the West Half of the Northeast
33 Quarter of Section 7, Township 30 North, Range 12 East,
34 Allen County, Indiana; thence Southerly along the East
35 line of said Pavey's Subdivision, a distance of 195.5
feet to the Northeast corner of Lot #15 of said Pavey's
Subdivision, said point also being the Northeast corner
of Lot #14 of Breconshire, Section 1, being a Subdivision
of part of the West Half of the Northeast Quarter of
Section 7, Township 30 North, Range 12 East, Allen County,
Indiana appearing in Plat Record Book 43 Page 43 of the
Office of the Recorder of Allen County, Indiana; thence
Westerly on and along the North line of Lot #15 of said
Pavey's Subdivision, also being the North line of said
Breconshire, Section 1, a distance of 1077.2 feet to a
point 40.0 feet East of the West line of said Quarter
Section, said point being on the East right-of-way line
of Getz Road; thence Southerly on and along the East
right-of-way of Getz Road, a distance of 391.3 feet to the
Southwest corner of Lot #16 of said Pavey's Subdivision,
said point also being the Southwest corner of Lot #30 of
said Breconshire, Section 1; thence Easterly on and along
the South line of said Lot #16 of Pavey's Subdivision, also
being the South line of said plat of Breconshire, Sectional,
a distance of 1075.3 feet to the Southeast corner of Lot #16

4715

of said Pavey's Subdivision, said point also being the Southeast corner of Lot #17 of said plat of Breconshire, Section 1; thence Southerly along the East line of Lot #17 of said Pavey's Subdivision a distance of 195.8 feet to the Southeast corner of said Lot #17; thence Westerly along the South line of said Lot #17, a distance of 844.2 feet to a point; thence Southerly by an interior angle of 91 degrees 13', a distance of 162.75 feet; thence Westerly on a line parallel to the South line of said Quarter Section, a distance of 227.6 feet to a point situated 40.0 feet East of the West line of said Quarter Section, said point being on the East right-of-way line of Getz Road; thence Southerly on and along the East right-of-way of Getz Road a distance of 212.75 feet to the point of beginning; containing 47.56 acres more or less.

BE IT THEREFORE, RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That in the case of the Breconshire annexation it is the policy of the City of Fort Wayne to follow the provisions of Common Council Resolution No. R-56-79 with regard to the provision of non-capital and capital services to the annexation area.

2. That it is the policy of the City to follow the annexation fiscal plan for said described territory as prepared by the Department of Community Development and Planning.


3. That said plan sets forth cost estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services, delineates the non-capital improvement services to be provided within one (1) year of annexation, the capital improvement services to be provided within three (3) years of annexation, and the plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.

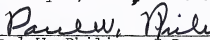
4. Said plan is hereby approved and adopted by the Common Council and shall be in force upon the effective date of the Breconshire annexation ordinance.

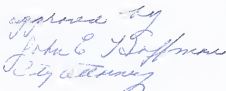
CITY OF FORT WAYNE


Councilperson

Approved as to
form and legality


Approved as to form and legality
January 9, 1980, for the City Attorney


Paul W. Philips, J.D.
Counsel, Law Department


approved by
John E. Hoffmann
City Attorney

Read the first time in full and on motion by Gia Quinteria, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 1-22-80, the 1 day of February, 1980, at 5 o'clock P.M., E.S.T.

DATE: 1-22-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gia Quinteria, seconded by Stier, and duly adopted, placed on its passage. PASSED (Lost) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>		<u>1</u>	
<u>BURNS</u>	<u>✓</u>				
<u>EISBART</u>	<u>✓</u>				
<u>GiaQUINTA</u>	<u>✓</u>				
<u>NUCKOLS</u>	<u>✓</u>				
<u>SCHMIDT, D.</u>	<u>✓</u>				
<u>SCHMIDT, V.</u>				<u>✓</u>	
<u>SCHOMBURG</u>	<u>✓</u>				
<u>STIER</u>	<u>✓</u>				
<u>TALARICO</u>	<u>✓</u>				

DATE: 2-12-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)-ORDINANCE (RESOLUTION) No. 9-15-80 on the 12th day of February, 1980.

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

John C. Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of February, 1980, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 19th day of Feb. 1980, at the hour of 8 o'clock A.M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. R-80-01-21

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS REFERRED AN
~~ORDINANCE~~ A RESOLUTION of the Common Council setting forth the
policy of the City in regard to the annexation of
Breconshire

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE PASS

MARK GIAQUINTA, CHAIRMAN

DONALD J. SCHMIDT, VICE CHAIRMAN

JAMES S. STIER

PAUL M. BURNS

SAMUEL J. TALARICO

2-12-80
DATE 2-12-80 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

4715

DIGEST SHEET

Admn. Appr. _____

TITLE OF ORDINANCE Annexation Resolution for Breconshire. *9-80-01-21*

DEPARTMENT REQUESTING ORDINANCE CD&P

SYNOPSIS OF ORDINANCE Resolution specifically links City General Annexation Resolution R-56-79 as amended, to the Breconshire annexation ordinance.

EFFECT OF PASSAGE City is more sure of meeting State annexation law (I.C. 18-5-10-2) requirements.

EFFECT OF NON-PASSAGE City is less sure of meeting the requirements of I.C. 18-5-10-25.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by Fiscal Plan to be prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.) Annexation